

## AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Centre

CIVIL ACTION NO. 3:00-CV-01290

I, Francis M. Dougherty being duly sworn, depose and say:

(6)  
8/3/00  
TA  
Kane/Schneiders

(1) I am employed as Business Manager at SCI - Rockview.  
I have served in that capacity since December 22, 1991.

(2) The plaintiff, JAMES LEE WAGNER Reg. No. BK-5396  
is presently incarcerated at the said institution.

FILED  
SCRANTON

(3) The following is a listing of assets at the said institution belonging to plaintiff AUG 03 2000

## a. Prison account

1. Present balance:	\$	PER 43.19
2. Total amount of deposits during six months preceding the filing of the complaint:	\$	389.04
3. Average monthly balance:	\$	32.62
4. Average monthly deposits:	\$	64.84

DEPUTY CLERK

## b. Employment

1. Institution employment:	\$	389.04
2. Average monthly deposits:	\$	64.84

## c. Other resources:

(4) I have attached a true and correct copy of the record of the transactions of the prisoner's account which occurred within the six months preceding the filing of the complaint.

(5) The above information set forth in this affidavit is true and correct to the best of my knowledge, information and belief.

Francis M. Dougherty  
Francis M. Dougherty, Business Manager

# JAMES LEE WAGNER, BK-5396

AVERAGE MONTHLY BALANCE

DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	DAY	ACCOUNT BALANCE	6-MONTH AVERAGE
1/28/00	\$ 25.23	2/28/00	\$ (3.85)	3/28/00	\$ 1.75	4/28/00	\$ 38.80	5/28/00	\$ 62.28	6/28/00	\$ 21.16			
1/29/00	\$ 25.23	2/29/00	\$ (3.85)	3/29/00	\$ 1.75	4/29/00	\$ 38.80	5/29/00	\$ 62.28	6/29/00	\$ 21.16			
1/30/00	\$ 25.23	3/1/00	\$ (3.85)	3/30/00	\$ 1.75	4/30/00	\$ 38.80	5/30/00	\$ 62.28	6/30/00	\$ 21.16			
1/31/00	\$ 25.23	3/2/00	\$ (3.85)	3/31/00	\$ 1.75	5/1/00	\$ 38.80	5/31/00	\$ 62.28	7/1/00	\$ 21.16			
2/1/00	\$ 25.23	3/3/00	\$ (3.85)	4/1/00	\$ 1.75	5/2/00	\$ 38.80	6/1/00	\$ 62.28	7/2/00	\$ 21.16			
2/2/00	\$ 25.23	3/4/00	\$ (3.85)	4/2/00	\$ 1.75	5/3/00	\$ 38.80	6/2/00	\$ 62.28	7/3/00	\$ 21.16			
2/3/00	\$ 14.38	3/5/00	\$ (3.85)	4/3/00	\$ 1.75	5/4/00	\$ 38.80	6/3/00	\$ 32.07	7/4/00	\$ 21.16			
2/4/00	\$ 14.38	3/6/00	\$ (3.85)	4/4/00	\$ 1.75	5/5/00	\$ 38.80	6/4/00	\$ 32.07	7/5/00	\$ 21.16			
2/5/00	\$ 1.75	3/7/00	\$ 63.35	4/5/00	\$ 1.75	5/6/00	\$ 5.85	6/5/00	\$ 32.07	7/6/00	\$ 16.91			
2/6/00	\$ 1.75	3/8/00	\$ 63.35	4/6/00	\$ 1.75	5/7/00	\$ 5.85	6/6/00	\$ 32.07	7/7/00	\$ 16.91			
2/7/00	\$ 65.59	3/9/00	\$ 63.35	4/7/00	\$ 1.75	5/8/00	\$ 5.85	6/7/00	\$ 32.07	7/8/00	\$ 3.59			
2/8/00	\$ 65.59	3/10/00	\$ 63.35	4/8/00	\$ 1.75	5/9/00	\$ 73.05	6/8/00	\$ 32.07	7/9/00	\$ 3.59			
2/9/00	\$ 65.59	3/11/00	\$ 63.35	4/9/00	\$ 1.75	5/10/00	\$ 73.05	6/9/00	\$ 105.99	7/10/00	\$ 3.59			
2/10/00	\$ 65.59	3/12/00	\$ 63.35	4/10/00	\$ 1.75	5/11/00	\$ 73.05	6/10/00	\$ 105.99	7/11/00	\$ 3.59			
2/11/00	\$ 65.59	3/13/00	\$ 18.37	4/11/00	\$ 79.03	5/12/00	\$ 73.05	6/11/00	\$ 105.99	7/12/00	\$ 3.59			
2/12/00	\$ 21.13	3/14/00	\$ 15.95	4/12/00	\$ 79.03	5/13/00	\$ 73.05	6/12/00	\$ 105.99	7/13/00	\$ 3.59			
2/13/00	\$ 21.13	3/15/00	\$ 15.95	4/13/00	\$ 79.03	5/14/00	\$ 73.05	6/13/00	\$ 105.99	7/14/00	\$ 3.59			
2/14/00	\$ 21.13	3/16/00	\$ 15.95	4/14/00	\$ 79.03	5/15/00	\$ 73.05	6/14/00	\$ 52.25	7/15/00	\$ 3.59			
2/15/00	\$ 12.19	3/17/00	\$ 15.95	4/15/00	\$ 48.80	5/16/00	\$ 72.28	6/15/00	\$ 52.25	7/16/00	\$ 3.59			
2/16/00	\$ 12.19	3/18/00	\$ 15.95	4/16/00	\$ 48.80	5/17/00	\$ 62.28	6/16/00	\$ 52.25	7/17/00	\$ 43.19			
2/17/00	\$ 3.94	3/19/00	\$ 15.95	4/17/00	\$ 48.80	5/18/00	\$ 62.28	6/17/00	\$ 52.25	7/18/00	\$ 43.19			
2/18/00	\$ 3.94	3/20/00	\$ 15.95	4/18/00	\$ 48.80	5/19/00	\$ 62.28	6/18/00	\$ 52.25	7/19/00	\$ 43.19			
2/19/00	\$ 0.15	3/21/00	\$ 15.95	4/19/00	\$ 48.80	5/20/00	\$ 62.28	6/19/00	\$ 52.25	7/20/00	\$ 43.19			
2/20/00	\$ 0.15	3/22/00	\$ 15.95	4/20/00	\$ 48.80	5/21/00	\$ 62.28	6/20/00	\$ 52.25	7/21/00	\$ 43.19			
2/21/00	\$ 0.15	3/23/00	\$ 15.95	4/21/00	\$ 48.80	5/22/00	\$ 62.28	6/21/00	\$ 36.16	7/22/00	\$ 43.19			
2/22/00	\$ 0.15	3/24/00	\$ 15.95	4/22/00	\$ 48.80	5/23/00	\$ 62.28	6/22/00	\$ 36.16	7/23/00	\$ 43.19			
2/23/00	\$ (3.85)	3/25/00	\$ 3.59	4/23/00	\$ 48.80	5/24/00	\$ 62.28	6/23/00	\$ 36.16	7/24/00	\$ 43.19			
2/24/00	\$ (3.85)	3/26/00	\$ 3.59	4/24/00	\$ 38.80	5/25/00	\$ 62.28	6/24/00	\$ 36.16	7/25/00	\$ 43.19			
2/25/00	\$ (3.85)	3/27/00	\$ 1.75	4/25/00	\$ 38.80	5/26/00	\$ 62.28	6/25/00	\$ 36.16	7/26/00	\$ 43.19			
2/26/00	\$ (3.85)		-	4/26/00	\$ 38.80	5/27/00	\$ 62.28	6/26/00	\$ 21.16	7/27/00	\$ 43.19			
2/27/00	\$ (3.85)		-	4/27/00	\$ 38.80		-	6/27/00	\$ 21.16					
AVG	\$ 18.99		\$ 17.81		\$ 30.16		\$ 51.51		\$ 54.35		\$ 22.92	\$ 32.62		32.622258

**JAMES LEE WAGNER, BK-5396****AVERAGE MONTHLY DEPOSITS**

DATE	INST	EMP	OTHER	TOTAL
2/7/00	63.84	-	-	63.84
3/7/00	67.20	-	-	67.20
4/11/00	77.28	-	-	77.28
5/9/00	67.20	-	-	67.20
6/9/00	73.92	-	-	73.92
7/17/00	39.60	-	-	39.60
TOTALS	<u>\$ 389.04</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 389.04</u>
AVG	<u>\$ 64.84</u>			<u>\$ 64.84</u>

PA DEPT. OF CORRECTIONS  
BUREAU OF COMPUTER SERVICES  
REMOTE PRINT TIME 14:07

INMATE ACCOUNTS SYSTEM  
PARTIAL ACCOUNT LISTING  
FROM PURGE FILE

RUN IAS365  
DATE 7/27/2000  
PAGE 1

INMATE NUMBER BK5396	NAME LAST WAGNER	FIRST JAMES	MI P	STARTING BALANCE 17.97
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BATCH #	DATE MO DY YEAR		TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
9001	01-06-2000	34	RADIO/TV		
			BASIC CABLE TV AND HBO	-10.85	7.12
8008	01-08-2000	32	ROC COMMISSARY		
			FOR 1/10/2000	-6.93	.19
7162	01-10-2000	11	INDUSTRIES PAYROLL		
			DECEMBER 1999 WAGES	73.92	74.11
8015	01-15-2000	32	ROC COMMISSARY		
			FOR 1/18/2000	-34.28	39.83
8022	01-22-2000	32	ROC COMMISSARY		
			FOR 1/24/2000	-14.60	25.23
9002	02-03-2000	34	RADIO/TV		
			BASIC CABLE TV AND HBO	-10.85	14.38
8036	02-05-2000	32	ROC COMMISSARY		
			FOR 2/05/2000	-12.63	1.75
7365	02-07-2000	11	INDUSTRIES PAYROLL		
			PAYROLL - JANUARY 2000	63.84	65.59
8043	02-12-2000	32	ROC COMMISSARY		
			FOR 2/14/2000	-44.46	21.13
7417	02-15-2000	37	POSTAGE		
			FEBRUARY	-8.94	12.19
7447	02-17-2000	37	POSTAGE		
			FEBRUARY	-8.25	3.94
8050	02-19-2000	32	ROC COMMISSARY		
			FOR 2/22/2000	-3.79	.15
7488	02-23-2000	41	MEDICAL		
			CO-PAY 2-18-00	-4.00	-3.85
7585	03-07-2000	11	INDUSTRIES PAYROLL		
			(FEBRUARY) WAGES	67.20	63.35
8073	03-13-2000	32	ROC COMMISSARY		
			FOR 3/13/2000	-44.98	18.37
7623	03-14-2000	37	POSTAGE		
			MARCH	-2.42	15.95
7703	03-24-2000	37	POSTAGE		
			MARCH	-1.62	14.33
8085	03-25-2000	32	ROC COMMISSARY		
			FOR 3/27/2000	-10.74	3.59
7711	03-27-2000	37	POSTAGE		
			MARCH	-1.84	1.75
BALANCE AFTER THESE TRANSACTIONS----->					1.75

PA DEPT. OF CORRECTIONS  
BUREAU OF COMPUTER SERVICES  
REMOTE PRINT TIME 14:07

INMATE ACCOUNTS SYSTEM  
PARTIAL ACCOUNT LISTING  
FROM ACTIVE FILE

RUN IAS365  
DATE 7/27/2000  
PAGE 1

BATCH #	DATE MO DY YEAR	INMATE NUMBER	NAME LAST	FIRST	MI	STARTING BALANCE
		BK5396	WAGNER	JAMES	P	1.75
BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION			TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
7826	04-11-2000	11	INDUSTRIES PAYROLL WAGES - (MARCH)			79.03
8106	04-15-2000	32	ROC COMMISSARY FOR 4/17/2000			48.80
7934	04-24-2000	44	ORGANIZATIONAL JAYCEE ICE CREAM TICKETS			38.80
8127	05-06-2000	32	ROC COMMISSARY FOR 5/08/2000			5.85
42	05-09-2000	11	INDUSTRIES PAYROLL C.I. PAYROLL - APRIL			73.05
80	05-16-2000	37	POSTAGE MAY			72.28
90	05-17-2000	44	ORGANIZATIONAL JAYCEE ICE CREAM TICKETS			62.28
8155	06-03-2000	32	ROC COMMISSARY FOR 6/05/2000			32.07
264	06-09-2000	11	INDUSTRIES PAYROLL WAGES - MAY 2000			105.99
306	06-14-2000	44	ORGANIZATIONAL JAYCEE ICE CREAM TICKETS			95.99
8166	06-14-2000	32	ROC COMMISSARY FOR 6/14/2000			52.25
8173	06-21-2000	32	ROC COMMISSARY FOR 6/21/2000			36.16
392	06-26-2000	44	ORGANIZATIONAL JAYCEE ICE CREAM TICKETS			21.16
464	07-05-2000	38	INSIDE PURCHASES LIBRARY COPIES (JUNE)			19.96
469	07-06-2000	37	POSTAGE JULY			16.91
8190	07-08-2000	32	ROC COMMISSARY FOR 7/10/2000			3.59
537	07-17-2000	11	INDUSTRIES PAYROLL JUNE WAGES			33.83
541	07-17-2000	10	MAINTENANCE PAYROLL JUNE WAGES - 2000			43.19
8204	07-22-2000	32	ROC COMMISSARY FOR 7/24/2000			12.61
BALANCE AFTER THESE TRANSACTIONS----->						12.61

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : Civil Action No. 3:00-cv-01290  
:  
Inmate: James Lee Wagner :  
:  
ID Number: BK-5396 :

FILED  
CORRECTION

JUL 24 2000

ADMINISTRATIVE ORDER

PER fs  
DEPUTY CLERK

The individual identified above has initiated a civil complaint in the U.S. District Court for the Middle District of Pennsylvania. The filing fee for this action is \$150.00.

Pursuant to the Prison Litigation Reform Act and Standing Order No. 96-1 of this court, the Superintendent/Warden of the institution where this inmate is incarcerated is directed to furnish the court and the inmate with a certified copy of the statement for the past six months of the prisoner's trust fund account (or institutional equivalent). The Superintendent/Warden is also directed to remit from the prisoner's account, in monthly installments, the full \$150.00 fee.

As soon as funds are available in the inmate's prison account, the Superintendent/Warden shall submit an initial partial payment of 20 percent of the greater of:

- (1) the average monthly deposits to the inmate's prison account for the past six months, or
- (2) the average monthly balance in the inmate's prison account for the past six months.

The remittance must be accompanied by a statement of the calculations used to arrive at the amount, a copy of which you shall furnish to the inmate.

After the initial payment, if there remains any unpaid fee due and

owing the Court, the Superintendent/Warden in any institution where the inmate is incarcerated is required by law to set aside and remit on a monthly basis 20 percent of the preceding month's deposits credited to the prisoner's account until the filing fee has been paid in full. Each time a deposit is made to the inmate's account, the Superintendent/Warden shall set aside the deposit immediately before any disbursement is made by the inmate, until an amount equal to 20 percent of the previous month's deposits is obtained. When the 20 percent amount is obtained, it shall be transmitted in one monthly payment to the Clerk. Each payment shall be clearly identified by the name of the prisoner and the number assigned to this action.

Payments must be made payable to "Clerk, U.S. District Court" and transmitted to:

U.S. District Court  
P.O. Box 1148  
Scranton, PA 18501-1148

In the event the plaintiff is transferred to a different correctional facility before the full filing fee is paid, you must forward this Administrative Order to the Superintendent/Warden of the receiving institution. This Order will be binding on the Superintendent/Warden of any correctional facility where the prisoner is incarcerated until the filing fee is paid in full.

MARY E. D'ANDREA  
Clerk of Court

By:   
Deputy Clerk

DATE: July 24, 2000